

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

ANDRE WHITFIELD,)
Petitioner,)
v.) Civil Action No. 3:15CV441-HEH
UNITED STATES,)
Respondent.)

MEMORANDUM OPINION
(Dismissing 28 U.S.C. § 2241 Petition Without Prejudice)

Petitioner, a federal prisoner proceeding *pro se*, submitted a 28 U.S.C. § 2241 petition. By Memorandum Order entered on August 13, 2015, the Court directed Petitioner, within fifteen (15) days of the date of entry thereof, to pay the \$5.00 filing fee or complete and return an *in forma pauperis* affidavit. The Court warned Petitioner it would dismiss the action if Petitioner did not comply with the above requirement. More than fifteen (15) days have elapsed since the entry of the August 13, 2015 Memorandum Order and Petitioner has not paid the \$5.00 filing fee or returned an *in forma pauperis* affidavit. Accordingly, the action will be dismissed without prejudice.

An appropriate order will accompany this Memorandum Opinion.

It is so ORDERED.



/s/

HENRY E. HUDSON
UNITED STATES DISTRICT JUDGE

Date: Oct. 26, 2015
Richmond, Virginia